

**RECESSED MEETING
FEBRUARY 28, 2002**

The Ashland Board of Commissioners met in Recessed Session in the Commission Chambers, City Building, Ashland, Kentucky, on Thursday, February 28, 2002, at the hour of 4:00 PM. Those present were Commissioners: Larry Brown, Kevin Gunderson, W. Russell Powell, Polly Rideout and Mayor Paul Reeves, who presided. Also present were: William H. Fisher, Jr., City Manager; Richard W. Martin, Corporation Counsel; Kevin P. Sinnette, Assistant Corporation Counsel; Deborah Musser, City Clerk; Mark Osborne, Fire Chief; Tom Kelley, Chief of Police; Tony Grubb, Finance Director; Steve Corbitt, Director of Public Services; Jim Shaw, Director of Planning and Community Development; Greg Rice, Safety/Risk/Insurance Manager; Gail Melvin, Economic Development Director and Reporters.

AGENDA

City Manager Fisher presented the agenda of February 28, 2002. Motion was made by Powell, seconded by Gunderson, to receive and file the agenda. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay - none. Motion passed.

HEARINGS AND REPORTS

Report on Kings' Daughter's Medical Center by Fred Jackson – Fred Jackson, Elaine Corbitt and Howard Harrison from KDMC were in attendance. Mr. Jackson reported on KDMC which has grown from 1500-2100 employees and 160 doctors to 275 since 1996 and outreach centers. He reported on the national survey conducted and results of the survey. Mr. Jackson stated that valet parking would be reinstated next week. He responded to questions raised by the Mayor and Commissioners.

NEW BUSINESS

READING & ADOPTION

RESOLUTION NO. 9, 2002

A RESOLUTION OF THE CITY OF ASHLAND, KENTUCKY,
EXPRESSING THE OPPOSITION OF THE BOARD OF CITY
COMMISSIONERS TO THE PENDING APPLICATION OF
PERMITS, INC. TO "RENEW" ITS PERMIT TO OPERATE A
COAL LOADING FACILITY AT 53RD STREET ON THE OHIO
RIVER IN ASHLAND.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF CITY COMMISSIONERS OF THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. The Board of City Commissioners expresses its opposition to the pending application of Permits, Inc., 320 Bellefonte Drive, Ashland, KY 41101 (810-8010 Rn3) to "renew" its permit to operate a coal loading facility at 53rd Street on the Ohio River in Ashland, Kentucky. In support of its opposition the Board relies upon and adopts the statement contained in the letter from Ashland's corporation counsel addressed to the Director of the Division of Permits, Natural Resources and Environmental Protection Cabinet, attention: John C. Stacy, Protest Reviewer, dated January 18, 2002. A copy of the letter is attached hereto and incorporated herein and adopted by reference.

SECTION 2. The Board further relies in stating its opposition upon the comments made by the citizens, Board members, corporation counsel and others to the proposed operation at the hearing held on February 13, 2002 at 10:30 AM at the Central Fire Station in Ashland.

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RESOLUTION NO. 9, 2002 CONTINUED

SECTION 3. The Board specifically requests that the Environmental Cabinet conduct an environmental impact study and that the Transportation Cabinet perform a traffic count to determine the feasibility and reasonableness of the operation of such a facility at the proposed site.

SECTION 4. This Resolution shall have full force and effect as adopted pursuant to applicable law. A copy of this Resolution shall be forwarded to the Division of Permits for consideration in the application process.

/s/PAUL R. REEVES
MAYOR

ATTEST:

/s/DEBORAH MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: February 28, 2002

MOTION

Motion was made by Brown, seconded by Powell, to adopt Resolution No. 9, 2002. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.

READING & ADOPTION

RESOLUTION NO. 10, 2002

A RESOLUTION OF THE CITY OF ASHLAND,
KENTUCKY, AUTHORIZING PAYMENT TO PERRY
AND SUSAN MADDEN IN THE AMOUNT OF
\$24,717.41 FOR WORK COMPLETED ON THE HENRY
CLAY HOUSE IN CONJUNCTION WITH THE
RENAISSANCE KENTUCKY FAÇADE GRANT.

* * * * *

BE IT RESOLVED BY THE CITY OF ASHLAND, KENTUCKY:

SECTION 1. That the Board of City Commissioners of the City of Ashland, Kentucky hereby authorizes payment in the amount of \$24,717.41 to Perry and Susan Madden for work completed on the Henry Clay House in conjunction with the Renaissance Kentucky Façade Grant

SECTION 2. Payment of the foregoing shall be made from funds received from the Kentucky Housing Corporation.

SECTION 3. This resolution shall be in full force and effect from and after its adoption, as required by law.

/s/PAUL R. REEVES
MAYOR

ATTEST:

/s/DEBORAH MUSSER
CITY CLERK

ADOPTED BY THE BOARD OF COMMISSIONERS: February 28, 2002

RECESSED MEETING FEBRUARY 28, 2002
RESOLUTION NO. 10, 2002 CONTINUED

MOTION

Motion was made by Powell, seconded by Brown, to adopt Resolution No. 10, 2002. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.

WORK SESSION

- (a) **Discussion of letters of support for a downtown housing project** – Item was delayed at the request of Mr. Madden.
- (b) **Riverfront Development Project mailing** – Mr. Fisher presented a copy of a Riverfront Property map to be mailed with the water bills. A statement will be added to return comments within 30 days.
- (c) **Citizen Survey** – City Manager Fisher will contact the company about some things on the survey not applicable to the City of Ashland. The three policy questions will be developed about streetscape, downtown improvements and curbside garbage pickup. Motion was made by Powell, seconded by Rideout, authorizing the City Manager to proceed with the project and approving the basic service to \$7,500.00 with additional options; demographic cross tabulation (\$750), custom norms (\$950) and expanded mailing (\$6,000). Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.
- (d) **Draft request for proposals for consultant services for a Comprehensive Plan and Zoning and Subdivision Ordinance** – The changes proposed for the request for proposals: (1) area to be studied – within 2 to 3 miles of the current boundaries; (2) special attention section to include area between traditional core business district and U.S. 23 and (3) more specific instructions under public input. Motion was made by Powell, seconded by Rideout, approving proposed changes to request for proposals to be submitted at the next Planning Commission meeting. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.
- (e) **Community Development Consolidated Plan Consultant** – Planning & Community Development Director Shaw explained that only 1 proposal had been returned. Mr. Shaw reviewed the contract today and sent it to Kevin Sinnette for review.
- (f) **Housing Authority Request** – The Commission decided to take no action since the request for waiver of the \$30,000 yearly payment in lieu of taxes came from the Housing Authority Director and not the Housing Authority Board.
- (h) **City Wide Yard Sale** – Director of Public Services Corbitt presented the report from the committee meeting for the project scheduled for April 20 from 9:00 AM – 3:00 PM. City residents will be encouraged to hold sale at their homes. If they live out of the way or in apartments, the Riverfront will be available. Free haul-off will be provided by Solid Waste. It was determined that a map will be developed showing addresses where sales are to be held and advertised in the newspaper. It was the Commission's consensus to proceed with the project.
- (i) **Quiet Zone** – Jack Hollan and Girish Patel were in attendance. Economic Development Director Melvin verified the Commission on information received and action necessary to proceed with development of the Quiet Zone. Ms. Melvin will develop a time line for the necessary action and the subject will be readdressed during the March work session.

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WORK SESSION CONTINUED

- (j) **Budget for Fiscal Year 2003** – Commissioner Powell submitted requests for information: Payroll Tax analysis and Licenses/Fees analysis. Commissioner Gunderson suggested a tax incentive similar to the one used in Bowling Green. Corporation Counsel Martin will review the Bowling Green ordinance. Once the reports and review are completed, the Commission will determine guidelines for the 2003 fiscal year budget.

EXECUTIVE SESSION

Motion was made by Powell, seconded by Brown, to go into Executive Session at 5:50 PM to discuss property acquisition. Upon roll call, voting aye were Commissioners Brown, Gunderson, Powell, Rideout and Mayor Reeves. Nay – none. Motion passed.

RECONVENED

The meeting reconvened at 6:00 PM and Mayor Reeves announced that the only item discussed was property acquisition with no final action taken.

ADJOURNMENT

Mayor Reeves declared the meeting adjourned at 6:00 PM.

PAUL R. REEVES, MAYOR

ATTEST:

DEBORAH MUSSER
CITY CLERK